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The Honorable Youlee Yim You

Attorneys for Plaintiff Platte River Insurance Company

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION

PLATTE RIVER INSURANCE COMPANY,

Plaintiff,

v.

NELLY AKEMI YAMAKAWA, an individual;
MICHAEL STEPHEN STARNES, an
individual; ROGUE VALLEY MANOR, an
Oregon nonprofit corporation; NORTHWEST
ADVENTIST FEDERAL CREDIT UNION, an
Oregon credit union; MAGNUM DRYWALL,
INC., a California corporation; DENNIS M.
HILLS, an individual; JESSE MECHAM, an
individual; STACEY MECHAM, an individual;
VEROS CREDIT, LLC, a Nevada limited
liability company; LOBEL FINANCIAL
CORPORATION, a California corporation;
DAWN HARRISON, an individual; JOHN
HARRISON, an individual; INSPIRED
CONNECTIONS TRANSPORT, LLC, an
Oregon limited liability company; OREGON
COMMUNITY CREDIT UNION, an Oregon
credit union; FRANCIS GARY PALMER, an
individual; CAROL MARIE PALMER, an
individual; and OREGON STATE CREDIT
UNION, an Oregon credit union.

Defendants.

Case No. 3:23-cv-01189-YY

**ORDER GRANTING PLAINTIFF'S
UNOPPOSED MOTION FOR AN
ORDER AUTHORIZING DEPOSIT OF
BOND PROCEEDS INTO AN
INTEREST-BEARING ACCOUNT**

ORDER

THIS MATTER having come on oral argument before the undersigned upon Platte River Insurance Company's ("Platte River") Unopposed Motion for an Order Authorizing Deposit of Bond Proceeds into an Interest-Bearing Account,

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that pursuant to Federal Rule of Civil Procedure 67 and in accordance with Platte River's Motion for an Order Authorizing Deposit of Bond Proceeds into an Interest-Bearing Account, the Clerk of Court is hereby ORDERED to accept a cashier's check or a certified check, payable to the Clerk, U.S. District Court, in the amount of \$100,000.00, representing Platte River's auto dealer surety bond no. 41424636 (the "Bond").

IT IS FURTHER ORDERED that these monies be deposited by the Clerk of Court into the Registry of this Court and then, as soon as the business of the Clerk's Office allows, the Clerk of Court shall deposit these funds into the interest-bearing Disputed Ownership Fund ("DOF") within the Court Registry Investment System ("CRIS") administered by the Administrative Office of the United States Courts pursuant to 28 U.S.C. § 2045.

Pursuant to Standing Order No. 2016-11, a DOF fee for the management of investments and tax administration shall be deducted from the interest earnings on the funds deposited with the Court.

IT IS FURTHER ORDERED that the sum of money so invested in the interest-bearing DOF fund shall remain on deposit until further order of this Court at which time the funds, together with interest thereon, shall be retrieved by the Clerk of Court and re-deposited into the non-interest-bearing Registry Fund of the Court for disposition pursuant to further order of the Court.

The Clerk of Court, through the Financial Administrator, has pre-approved the form of this order pursuant to LR 67-2.

The Clerk of Court is absolved of any liability by compliance with this Order.

It shall be counsel's responsibility to serve a copy of this order personally to confirm that any action required of the Clerk of Court or her designee by this Order has been performed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Defendants shall litigate among themselves their respective rights to the proceeds of the Bond and that the funds shall not be disbursed without further order of the Court.

IT IS SO ORDERED.

DATED this 10 day of May, 2024.



THE HONORABLE YOULEE YIM YOU
UNITED STATES MAGISTRATE JUDGE

For Court Use Only

APPROVED AS TO FORM:
Melissa Aubin, Clerk of Court


By: Financial Administrator